

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

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JAMES L. PELLOWE, by his next  
friend Jon Pellowe,

Case No. 5:06-CV-27

Plaintiff,

Hon. Richard Alan Enslen

v.

CONSECO SENIOR HEALTH  
INSURANCE CO.,

Defendant.

**ORDER**

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This matter is before the Court on Defendant Conseco Senior Health Insurance Company's Motion for Leave to File Additional Briefing. The Court has inspected the proposed sur-reply brief and determined that it contains irrelevant legal argument and would not assist the Court in resolving Plaintiff James L. Pellowe's Motion to Remand.

**THEREFORE, IT IS HEREBY ORDERED** that Defendant Conseco Senior Health Insurance Company's Motion for Leave to File Additional Briefing (Dkt. No. 27) is **DENIED**.

Dated in Kalamazoo, MI:  
May 9, 2006

/s/Richard Alan Enslen  
Richard Alan Enslen  
Senior United States District Judge